# **EXHIBIT A**

## BERNARD L. MADOFF INVESTMENT SECURITIES LLC

In Liquidation

## **DECEMBER 11, 2008**<sup>1</sup>

### NOTICE OF TRUSTEE'S DETERMINATION OF CLAIM

November 05, 2010

WHITE ORCHARD INVESTMENTS, LTD C/O SWISS FUND SERVICES 83 FRONT STREET HAMILTON HM 12 BERMUDA

Dear WHITE ORCHARD INVESTMENTS, LTD C/O SWISS FUND SERVICES:

### PLEASE READ THIS NOTICE CAREFULLY.

The liquidation of the business of BERNARD L. MADOFF INVESTMENT SECURITIES LLC ("BLMIS") is being conducted by Irving H. Picard, Trustee under the Securities Investor Protection Act, 15 U.S.C. § 78aaa et seq. ("SIPA"), pursuant to an order entered on December 15, 2008 by the United States District Court for the Southern District of New York.

The Trustee has made the following determination regarding your claim designated as Claim No. 011597:

Based on a review of available books and records of BLMIS by the Trustee's staff, you did not have an account with BLMIS. Because you did not have an account, you are not a customer of BLMIS under SIPA as that term is defined at 15 U.S.C. § 78/// (2). Accordingly, your Claim for securities and/or a credit balance is **DENIED**.

**PLEASE TAKE NOTICE:** If you disagree with this determination and desire a hearing before Bankruptcy Judge Burton R. Lifland, you **MUST** file your written opposition, setting forth the grounds for your disagreement, referencing Bankruptcy Case No. 08-1789 (BRL) and attaching copies of any documents in support of your position, with the United States Bankruptcy Court **and** the Trustee within **THIRTY DAYS** after November 05, 2010, the date on which the Trustee mailed this notice.

 $<sup>^{1}</sup>$  Section 78M(7)(8), or SIPA states that the filling date is "the date on which an application for a protective decree x field under "Seee(ar(3)," except where the debtor is the subject of a proceeding pending before a United States could be which a increaser, trustee, or liquidator for such debtor has been appointed and such proceeding was commenced before the date on which social application was filled, the form "filling date" means the date on which such proceeding was commenced. "Section 78H(7)(6). Thus, even drough the approach to protective perceed was filed on December 15, 2008, the Filling Date in this action is on December 11, 2008.

**PLEASE TAKE FURTHER NOTICE:** If you do not properly and timely file a written opposition, the Trustee's determination with respect to your claim will be deemed confirmed by the Court and binding on you.

**PLEASE TAKE FURTHER NOTICE:** If you properly and timely file a written opposition, a hearing date for this controversy will be obtained by the Trustee and you will be notified of that hearing date. Your failure to appear personally or through counsel at such hearing will result in the Trustee's determination with respect to your claim being confirmed by the Court and binding on you.

**PLEASE TAKE FURTHER NOTICE:** You must mail your opposition, if any, in accordance with the above procedure, to each of the following addresses:

Clerk of the United States Bankruptcy Court for the Southern District of New York One Bowling Green New York, New York 10004

and

Irving H. Picard, Trustee c/o Baker & Hostetler LLP Attn: Claims Department 45 Rockefeller Plaza New York, New York 10111

Irving H. Picard

Trustee for the Liquidation of the Business of Bernard L. Madoff Investment Securities LLC